## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 1359

Shinya MIYAJI et al.

Group Art Unit: 1775

Application Number: 10/751,109

Examiner: Timothy M. SPEER

Filed: January 5, 2004

Attorney Docket Number: 108421-00087

For: SPRAYED COATING AND PRODUCTION METHOD FOR THE SAME

## SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Date: November 22, 2006

Sir:

Submitted herewith for filing in the above-identified application, is a Terminal Disclaimer.

Enclosed is a check in the amount of One Hundred Thirty Dollars (\$130.00) to cover the cost of the fee. In the event that this check is found to be insufficient, or if any additional fees are due with respect to the filing of this paper, please charge Deposit Account Number 01-2300, referencing Docket No. 108421-00087.

> Respectfully submitted, ARENT FOX PLLC

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RLB:elp

Enclosure: Terminal Disclaimer

TECH/468790.1



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## **TERMINAL DISCLAIMER UNDER 37 CFR 1.321(b)**

**Commissioner for Patents** 

P.O. Box 1450

Alexandria, VA 22313-1450 Date: November 22, 2006

Sir:

Petitioner, NHK SPRING CO., LTD., having its place of business at 10, Fukuura 3-chome, Kanazawa-ku, Yokohama-shi, Kanagawa 236-0004, Japan, represents that it is the assignee and owner of all right, title and interest in and to U. S. Patent Application Serial No. 10/751,109, filed January 5, 2004, for SPRAYED COATING AND PRODUCTION METHOD FOR THE SAME, the assignment for the application being recorded in the Patent and Trademark Office on April 15, 2004 at Reel 015221, Frame 0578, and a corrected assignment being recorded in the Patent and Trademark Office on October 28, 2004 at Reel 015943, Frame 0573.

Petitioner is also the assignee of all right, title, and interest in and to U. S. Patent Application Serial No. 10/737,816, filed December 18, 2003, for ELECTROSTATIC CHUCK AND PRODUCTION METHOD THEREFOR the assignment for this application being recorded in the Patent and Trademark Office on December 18,3420031474Rêel 014820, Frame 0900.

Petitioner hereby disclaims the terminal part, if any, of any patent granted on

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application Serial No. 10/751,109, which would extend beyond the expiration date of any

patent granted on application Serial No. 10/737,816 when issued, and hereby agrees that

any patent so granted on application Serial No. 10/751,109 shall be enforceable only

during such period that the legal title to such patent shall be the same as the legal title to

any patent granted on application Serial No. 10/737,816 this agreement to run with any

patent granted on application Serial No. 10/751,109, and to be binding on its grantee, its

successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-

identified application prior to the expiration date of the full statutory term as presently

shortened by any terminal disclaimer of any patent granted on application Serial No.

10/737,816 in the event that it later: expires for failure to pay a maintenance fee, is held

unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed

under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate, or is

otherwise terminated prior to the expiration of its statutory term as presently shortened by

any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, NHK SPRING CO., LTD., hereby states

and declares that I have the authority to execute this Terminal Disclaimer on behalf of the

petitioner.

Respectfully submitted,

NHK SPRING CO., LTD.

Reg. No. 47,271

Attorney Docket Number: 108421-00087

Application Number: 10/751,109